

03/02/01



PATENT APPLICATION  
Docket No.: PATH99-10

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Keith G. Weinstock and David Bush  
Application No.: 09/417,508 Group: 1646  
Filed: October 14, 1999  
For: Nucleic Acid and Amino Acid Sequences Relating to  
*Aspergillus fumigatus* For Diagnostics and Therapeutics

CERTIFICATE OF MAILING	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Assistant Commissioner for Patents, Washington, D.C. 20231	
on <u>3-5-01</u>	<u>Donna Boudreau</u>
Date	Signature
Donna Boudreau	
Typed or printed name of person signing certificate	

REPLY TO NOTICE TO FILE MISSING PARTS OF APPLICATION

Box Missing Parts  
Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

In reply to the Notice to File Missing Parts dated December 6, 2000, the following documents and fees are being submitted for filing in the captioned application:

- ☒ **EXECUTED DECLARATION/POWER OF ATTORNEY** - A copy of the Notice is attached.  
(Separate transmittal letter and postcard not required)
- ☐ **FILING FEE** - with Fee Transmittal for Patent Applications in duplicate.  
(Separate transmittal letter and postcard not required)
- ☒ **SURCHARGE** - surcharge fee of \$130.00.  
(Separate transmittal letter and postcard not required)
- ☐ **SEQUENCE LISTING** - Filed concurrently and is attached.  
(Separate transmittal letter and postcard required)

03/27/2001 SLUANG1 00000005 501040 09417507

01 FC:101	710.00 CH
02 FC:102	560.00 CH
03 FC:103	144.00 CH
04 FC:105	130.00 CH
05 FC:115	110.00 CH

Appl'n No.: 09/417,507

**[X] PETITION FOR EXTENSION OF TIME**

**[X]** Applicant hereby petitions to extend the time to respond to the Notice to File Missing Parts dated December 6, 2000 for one month from February 6, 2001 to March 6, 2001. Authorization is hereby granted to charge the appropriate fee of \$110.00 to Deposit Account No. 504010. 501040

**[ ]** A **[ ]** month extension of time to respond to the Notice to File Missing Parts dated **[ ]** was filed on **[ ]** with payment of a \$**[ ]** fee.

**[ ]** Applicant hereby petitions for an additional **[ ]** month extension of time to respond to the Notice to File Missing Parts Authorization is hereby granted to charge the appropriate fee of \$**[ ]** to Deposit Account No. 504010.

*(Separate Petition for Extension of Time and postcard not required)*

**[X] REQUEST FOR CORRECTED FILING RECEIPT - Filed concurrently and is attached.**

*(Separate transmittal letter and postcard required)*

**[X] OTHER: NOTIFICATION OF CHANGE TO LARGE ENTITY STATUS - Filed concurrently and is attached.**

*(Separate transmittal letter and postcard required)*

**[ ] VERIFIED STATEMENT CLAIMING SMALL ENTITY STATUS**

**[ ]** Was filed on December 14, 1999 .

**[ ]** Is enclosed herewith.

*(Separate transmittal letter and postcard not required)*

**[ ]** In view of the small entity status of the captioned application, we hereby request a reimbursement of 50% of the filing fees in the amount of \$**[ ]** which were paid on **[ ]** to be deposited in Deposit Account No. 501040.

Please note this Application was filed in 1999.

In the Notice to File Missing Parts of Nonprovisional Application it was indicated that there was an additional Claim Fee of \$7.00. Applicants' Attorney hereby states that the charge for additional claims over 3 was \$39.00 in October 1999 and the charge for additional claims over 3 was \$40.00 in October 2000, that the correct amount was paid upon filing this application. Also, as indicated in the Request for Corrected Filing Receipt the U.S. Patent and Trademark Office currently has the incorrect filing date as October 14, 2000 and as requested this should be corrected to October 14, 1999.

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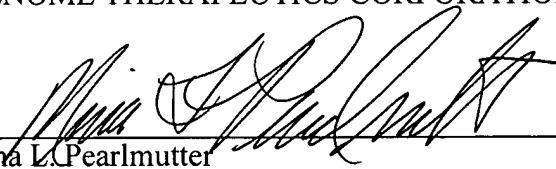
Authorization is granted for the fees required for filing the indicated documents in the total amount of \$240.00 to Deposit Account No. 504010. Authorization is hereby granted to charge any additional fees due to Deposit Account No. 504010. A copy of this letter is enclosed for accounting purposes.

501040

Respectfully submitted,

GENOME THERAPEUTICS CORPORATION.

By

  
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Waltham, Massachusetts 02453

Date: 3/2/01



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/417,507	10/14/2000	Keith G. Weinstock	PATH99-10

Nina Pealmutter Esq  
Genome Therapeutics Corp  
100 Beaver St  
Waltham, MA 02453



## FORMALITIES LETTER



\*OC000000005601587\*

Date Mailed: 12/06/2000

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- Total additional claim fee(s) for this application is \$7.
  - \$280 for 7 independent claims over 3 .
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 47.

*A copy of this notice **MUST** be returned with the reply.*

*BW T-6*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE